IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.2767 OF 2007

Sharad V. Ghalwadkar ....Petitioner
V/s.
The Federal Bank Ltd. and another ....Respondents

Mr.C.M. Savagave for the Petitioner.
None for the Respondents.

CORAM : F.I. REBELLO &
R.M. SAVANT, JJ.
DATED : 23RD APRIL, 2007.

P.C. :

1. The challenge to the award dated 24.11.1991 has became final, consequent on the Petitioner withdrawing the Petition with liberty to make representation. The Petitioner made the representation, that has been rejected and consequently this second Petition. It is the case of the Petitioner that he had earlier filed Writ Petition being Writ Petition No.2245 of 2005, wherein the directions were given to appear before the Bank. It is after the decision came to be made which was communicated to the Petitioner on 18.11.2006, that he has once again approached this Court.

2. Respondent No.1 - Co-operative Bank is not

State within the meaning of Article 12 and the Petitioner is not entitled to maintain this petition which is not maintainable. The Writ Petition is accordingly dismissed.

(R.M. SAVANT, J.) (F.I. REBELLO, J.)